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PTO/SB/05 (11-00)

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 41176A

First Inventor Sistla R. MOORTHY et al.

Title NATURAL AZADIRACHTIN COMPOSITION

Express Mail Label No.

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☒ Applicant claims small entity status.  
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 13]  
(preferred arrangement set forth below)
- Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4. ☐ Drawing(s) (35 U.S.C. 113) [Total Sheets ]
5. Oath or Declaration [Total Pages ]
- a. ☐ Newly executed (original or copy)  
Copy from a prior application (37 CFR 1.63 (d))  
(for continuation/divisional with Box 18 completed)
- b. ☒ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(e).
6. ☒ Application Data Sheet. See 37 CFR 1.76

 ASSISTANT COMMISSIONER FOR PATENTS  
 Box Patent Application  
 Washington, DC 20231

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
- a. ☐ Computer Readable Form (CRF)
- b. Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies); or
  - ii. ☐ paper
- c. ☐ Statements verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9. ☒ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement of (when there is an assignee) ☒ Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. ☒ Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☐ Other:

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76.

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No. 09, 745,546  
 Prior application Information Examiner TBA Group Art Unit 1651

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Label 031609 or ☐ Correspondence address below

Name Daryl A. Basham

Address Roycastle, Berdo, Abrams & Goodman

1300 19th Street, N.W. Suite 600

City Washington State D.C. Zip Code 20036

Country USA Telephone (202) 659-9076 Fax (202) 659-9344

Name (Print/Type) Daryl A. Basham Registration No. (Attorney/Agent) 45,869

Signature Date 16 March 2001

Burden Hour Statement. This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

41176

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Sistla R. MOORTY et al.

Group Art Unit: TBA

Serial No.: TBA

Examiner: TBA

Filed:

For: NATURAL AZADIRACHTIN COMPOSITION

**FEE TRANSMITTAL**Assistant Commissioner for Patents  
Washington, D.C. 202311. BASIC FILING FEE

Fee Description	Large Entity	Small Entity
Utility Filing Fee	<input type="checkbox"/> \$710.00	<input checked="" type="checkbox"/> \$355.00
Design Filing Fee	<input type="checkbox"/> \$320.00	<input type="checkbox"/> \$180.00
Plant Filing Fee	<input type="checkbox"/> \$490.00	<input type="checkbox"/> \$245.00
Reissue Filing Fee	<input type="checkbox"/> \$710.00	<input type="checkbox"/> \$355.00
Provisional Filing Fee	<input type="checkbox"/> \$150.00	<input type="checkbox"/> \$ 75.00
<b>SUBTOTAL</b>	<b>\$</b>	<b>\$355.00</b>

2. EXTRA CLAIM FEES

			<u>SMALL ENTITY</u>		<u>OTHER THAN A SMALL ENTITY</u>	
TOTAL CLAIMS	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE	RATE	ADDIT. FEE
TOTAL 26	- 20 =	6	x 9 =	\$54.00	x 18 = \$	
INDEP 3	- 3 =	0	x 40 = \$		x 80 = \$	
<input checked="" type="checkbox"/> FIRST PRESENTATION OF MULT. DEP. CLAIM			+ 135 =	\$135.00	+ 270 = \$	
If the difference in Col. 1 is less than zero, enter "0" in Col. 2			TOTAL	\$	TOTAL	\$

SUBTOTAL

\$189.00

\$

3. EXTENSION OF TIME

Fee Description	Large Entity	Small Entity
<input checked="" type="checkbox"/> Is Not Required		
<input type="checkbox"/> One-Month Extension	<input type="checkbox"/> \$ 110.00	<input type="checkbox"/> \$ 55.00
<input type="checkbox"/> Two-Month Extension	<input type="checkbox"/> \$ 390.00	<input type="checkbox"/> \$195.00
<input type="checkbox"/> Three-Month Extension	<input type="checkbox"/> \$ 890.00	<input type="checkbox"/> \$445.00
<input type="checkbox"/> Four-Month Extension	<input type="checkbox"/> \$1,390.00	<input type="checkbox"/> \$695.00
<input type="checkbox"/> Five-Month Extension	<input type="checkbox"/> \$1,890.00	<input type="checkbox"/> \$945.00
<b>SUBTOTAL</b>	<b>\$</b>	<b>\$</b>

#### 4. ADDITIONAL FEES

Fee Description	Large Entity	Small Entity
<input type="checkbox"/> Notice of Appeal	<input type="checkbox"/> \$ 310.00	<input type="checkbox"/> \$155.00
<input type="checkbox"/> Utility Issue Fee (or Reissue)	<input type="checkbox"/> \$1,240.00	<input type="checkbox"/> \$620.00
<input type="checkbox"/> Petitions to the Commissioner	<input type="checkbox"/> \$ 130.00	<input type="checkbox"/> \$130.00
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> \$ 180.00	<input type="checkbox"/> \$180.00
<input type="checkbox"/> Request for Continued Examination	<input type="checkbox"/> \$ 710.00	<input type="checkbox"/> \$355.00
<input type="checkbox"/> Other	<input type="checkbox"/> \$	<input type="checkbox"/> \$
<b>SUBTOTAL</b>	<b>\$</b>	<b>\$</b>
<b>TOTAL FEES DUE</b>	<b>\$ <u>544.00</u></b>	<b>\$</b>

#### 5. METHOD OF PAYMENT

Payment Enclosed:

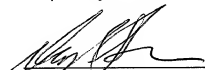
- ☒ Check  
☐ Money Order  
☐ Credit Card  
☐ Other  
☐ Deposit Account No. 18-2220.

- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 18-2220. A duplicate copy of this sheet is attached.

- ☒ Any additional excess claim fees under 37 C.F.R. § 1.16.  
☒ Any additional patent application processing fees under 37 C.F.R. § 1.17.

- ☒ Applicant claims small entity status.  
(See 37 CFR 1.27)

Respectfully submitted,

  
Darryl A. Basham  
Reg. No. 45,869

Roylance, Abrams, Berdo & Goodman, L.L.P.  
1300 19<sup>th</sup> Street, N.W., Suite 600  
Washington, D.C. 20036  
(202) 659-9076

Dated: 16 March 2001

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	:	
Sistla R. MOORTY et al.	:	Patent Art Unit: TBA
Serial No.: TBA	:	Examiner: TBA
Filed: 16 March 2001	:	
For: NATURAL AZADIRACHTIN	:	
COMPOSITION	:	

**REQUEST FOR NONPUBLICATION UNDER 37 C.F.R. §1.213**

Assistant Commissioner for Patents  
Washington, DC 20231

Dear Sir:

In accordance with 37 C.F.R. §1.213, Applicants herein submit a request for Non-Publication concurrently with the filing of the above-identified continuation application. Applicants hereby request that the above-identified application not be published under 35 U.S.C. 122(b).

Also, having tested the instant continuation application for the reproduction of legible copies using various means, Applicants believe that the application papers are presented in a form having sufficient clarity and contrast between the paper containing the “DO NOT PUBLISH” watermark and the writing thereon to permit direct reproduction as set forth in 37 C.F.R. 1.52(a). Moreover, absent said watermark, this continuation application represents a true copy of the original application to which benefit under 35 U.S.C. 120 is claimed (i.e., Ser. No. 746,546 was photocopied by electrostatic means onto paper containing said watermark).

Further, Applicants certify that the invention disclosed in the above-identified application has not been and will not be the subject of an application filed in another country,

REQUEST FOR NON PUBLICATION  
Moorthy et al.  
41176A

or under a multilateral international agreement, that requires publication at eighteen (18) months after filing. In so doing, Applicants do not waive the right to rescind this Non-Publication Request as set forth in 35 U.S.C. §122(b)(2)(B)(ii) and 37 C.F.R. §1.213(b).

Lastly, in accordance with 37 C.F.R. §1.213(c), Applicants understand that a subsequent filing of an application directed to the invention disclosed in the above-identified application in another country or under a multilateral international agreement, which requires publication of application eighteen (18) months after filing, requires notification of such a filing within forty-five (45) days after filing of such foreign or international application to the Office.

Applicants respectfully invite early and favorable consideration of this Request. Pursuant to 37 C.F.R. § 1.213, no fee is understood to be required for this Request.

Respectfully submitted,

By: 

Daryl A. Basham

Reg. No. 45,869

ROYLANCE, ABRAMS, BERDO & GOODMAN, L.L. P.

1300 19<sup>th</sup> Street, N.W., Suite 600

Washington, D.C. 20036

(202) 659-9076

Date: 16 March 2001

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**NONPUBLICATION REQUEST  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor	S.R. Moorty
Title	Natural Azadirachtin Compositions
Atty Docket Number	41176A

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

16 March 2001

Date



Signature

Daryl A. Basham  
Reg. No. 45,869

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**